

Message Text

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15

ACTION EB-07

INFO OCT-01 EUR-12 EA-07 ISO-00 CAB-02 CIAE-00 COME-00

DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 SS-15 NSC-05

L-03 SSO-00 NSCE-00 INRE-00 OMB-01 TRSE-00 H-02 /062 W

----- 129734

O R 100409Z FEB 76

FM AMEMBASSY WELLINGTON

TO SECSTATE WASHDC IMMEDIATE 872

INFO AMEMBASSY CANBERRA

AMEMBASSY LONDON

AMCONSUL MELBOURNE

LIMITED OFFICIAL USE WELLINGTON 0488

E.O. 11652: N/A

TAGS: AIR, NZ

SUBJECT: CIVAIR: PAN AM AND NEW ZEALAND SPECIAL FARES PROBLEMS

REF STATE 031689

1. ON RECEIPT OF REFTEL E/C COUNSELOR CALLED ON SECRETARY FOR TRANSPORT, R.J. POLASCHEK. MESSRS. EDWARDS, DEPT. SECRETARY FOR TRANSPORT AND F. NORTON, CONTROLLER OF AIR SERVICES POLICY WERE ALSO PRESENT. EMBASSY OFFICER, USING POINTS CONTAINED PARA 2 OF REFTEL TO SUPPORT REQUEST SAID THAT THE DEPARTMENT HAD INSTRUCTED EMBASSY TO REQUEST A 7 TO 10 DAY DELAY IN GNZ INITIATING LEGAL ACTION AGAINST PAN AM. IT WAS ALSO POINTED OUT THAT MR. CARLSON'S PROPOSED VISIT TO NZ WAS IN RESPONSE TO DEPT. SECRETARY EDWARDS SUGGESTION THAT A HIGH RANKING PAN AM OFFICIAL (AND A DEPARTMENT OF STATE CIVIL AVIATION OFFICER) VISIT WELLINGTON FOR DISCUSSIONS (WELLINGTON 0360). MR. POLASCHEK STATED THAT PAN AM HAD ALREADY DELAYED IN GNZ DIRECTIVE FOR NEARLY 3 1/2 MONTHS. THEREFORE THE GOVERNMENT OF NEW ZEALAND COULD NOT EXTEND ITS DEADLINE OF 12 NOON FEBRUARY 11 IN INITIATING LEGAL ACTION AGAINST PAN AM FOR FAILURE TO FILE.

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THIS DEADLINE WILL STAND.

MR. POLASCHEK POINTED OUT THAT ONCE THIS ACTION WAS STARTED IT WAS PRACTICALLY IRREVERSIBLE. HE SAID THAT ONCE PAN AM HAD FILED IN ACCORDANCE WITH NZ LAW THEY WOULD BE PREPARED TO HAVE DISCUSSIONS WITH CARLSON IN WELLINGTON AND EXPLORE ALL ASPECTS OF PAN AM OPERATIONS WHICH ARE AT PRESENT IN CONTENTION.

2. MEETING WHICH LASTED 45 MINUTES WAS CORDIAL BUT IT WAS VERY CLEAR THAT THE ARGUMENTS PUT FORWARD AS PER REFTEL WERE NOT PERSUASIVE.

3. IN KEEPING WITH EMBASSY'S PRACTICE OF MAINTAINING CLOSE LIASION WITH PAN AM - NZ, MORGAN IS BEING ADVISED OF GHIS DEMARCHE AND THE OUTCOME.

4. ON THE BASIS OF THE ABOVE THE EMBASSY CAN ONLY CONCLUDE THAT PAN AM'S FAILURE TO FILE IN ACCORDANCE WITH THE OCTOBER 20 DIRECTIVE BEFORE 12 NOON FEBRUARY 11 WILL RESULT IN THE INITIATION OF GNZ LEGAL ACTION.
SELDEN

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Message Attributes

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Margaret P. Grafeld
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